



# Santa Clara County TRUTH Act Forum

December 3, 2018  
Santa Clara County FIRE Coalition  
Presentation

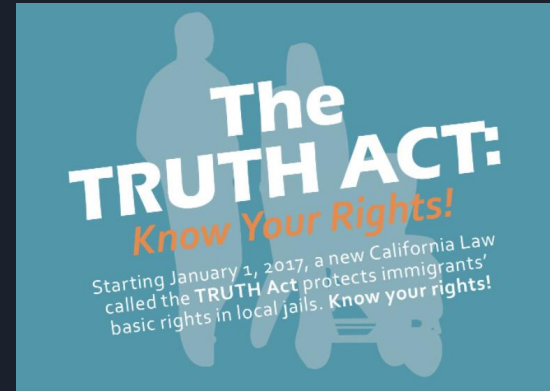
# Santa Clara County FIRE Coalition

- Santa Clara County Forum for Immigrant Rights and Empowerment (FIRE)
- Coalition founded in 2010 addressing intersection of immigration and criminal justice
- Members include: Silicon Valley De-Bug, SIREN, PACT, Sacred Heart Community Service, Stanford Immigrant Rights Clinic, Pangea Legal Services, and others
- Advocated for County's civil detainer policy



# What is the TRUTH Act?

- Brings transparency to local jail entanglement with immigration enforcement
- Prior to ICE interview with an individual in custody, local law enforcement must provide written consent form explaining interview purpose and interview is voluntary and may be declined or request attorney be present
- If local law enforcement provides ICE with notification regarding release dates and times, it must also provide the same notification to the individual and their attorney
- Local legislative body must hold a community annually if law enforcement allows ICE access to any individual



# What is SB 54 (CA Values Act)?

## Prohibits:

- All immigration holds
- Arrests on civil immigration warrants
- 287(g) agreements
- Asking about immigration status or using immigration agents as interpreters
- Sharing personal info with ICE unless publicly available
- Notifying ICE of release dates except for certain criminal offenses
- Transfers to ICE except for certain criminal offenses or criminal warrant/probable cause of federal criminal immigration law violations
- Arrests for unlawful re-entry with exceptions
- Interviews in jail and prisons



Credit: Favianna  
Rodriguez & Melanie  
Cervantes



# What is Santa Clara County's Policy?

- Allows County to hold adults for 24 hours for ICE if federal government reimburses costs
- Allows for holds for those convicted of serious or violent felony offenses and is current in custody, or convicted in past 10 years, or released within last 5 years
- Prohibits ICE access to individuals in County facilities for interviews absent criminal warrant
- Prohibits responding to ICE inquiries regarding incarceration status or release dates



# Recent Trends in Santa Clara County

- ICE accessed County jails
- ICE presence at County probation
- ICE presence in and near courthouses
- Reports/calls from individuals arrested by ICE soon after release from custody
- County contracts with companies share data with ICE (Vigilant Solutions and Palantir)



## Information Requested from County by FIRE

- Number of ICE attempts to access County databases and facilities
- Whether ICE continues to be present at probation
- Status on elimination of “place of birth field” in CJIC and overhaul of Jail Management System and other County databases
- Enforcement mechanism in current detainer policy
- List of existing contracts with corporations sharing information with ICE and CBP